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8 Attorneys for Fay Servicing, LLC

7 **UNITED STATES BANKRUPTCY COURT**
8 **EASTERN DISTRICT OF CALIFORNIA - FRESNO DIVISION**

9 In re

10 **ADRIENNE BRANDELL SMITH and**
11 **GENE MARTIN SMITH,**

12 Debtor.

Case No. 17-13418

Chapter 13

**FAY SERVICING, LLC'S
REQUEST FOR SPECIAL
NOTICE**

13 **TO ALL INTERESTED PARTIES:**

14 **PLEASE TAKE NOTICE** that the firm of Aldridge Pite, LLP, attorneys for Fay Servicing,
15 LLC hereby requests special notice of all events relevant to the above-referenced bankruptcy and
16 copies of all pleadings or documents filed in relation to the above-referenced bankruptcy, including
17 all pleadings or notices under Federal Rules of Bankruptcy Procedure, Rule 2002, the
18 commencement of any adversary proceedings, the filing of any requests for hearing, objections,
19 and/or notices of motion, or any other auxiliary filings, as well as notice of all matters which must be
20 noticed to creditors, creditors committees and parties-in-interest and other notices as required by the
21 United States Bankruptcy Code and Rules and/or Local Rules of the above-referenced bankruptcy
22 court.

23 ALDRIDGE PITE, LLP, requests that for all notice purposes and for inclusion in the Master
24 Mailing List in this case, the following address be used:

26 **ALDRIDGE PITE, LLP**
27 4375 Jutland Drive, Suite 200
28 P.O. Box 17933
29 San Diego, CA 92177-0933

1 Neither this Request for Special Notice nor any subsequent appearance, pleading, claim,
2 proof of claim, documents, suit, motion nor any other writing or conduct, shall constitute a waiver of
3 the within party's:

4 a. Right to have any and all final orders in any and all non-core matters entered only
5 after de novo review by a United States District Court Judge;

6 b. Right to receive service pursuant to Fed. R. Civ. P. 4 made applicable to the instant
7 proceeding by Fed. R. Bankr. P. 7004, notwithstanding Aldridge Pite, LLP's participation in the
8 instant proceeding. This Request for Special Notice shall not operate as a confession and/or
9 concession of jurisdiction. Moreover, the within party does not authorize Aldridge Pite, LLP, either
10 expressly or impliedly through Aldridge Pite, LLP's participation in the instant proceeding, to act as
11 its agent for purposes of service under Fed. R. Bankr. P. 7004;

12 c. Right to trial by jury in any proceeding as to any and all matters so triable herein,
13 whether or not the same be designated legal or private rights, or in any case, controversy or
14 proceeding related hereto, notwithstanding the designation or not of such matters as "core
15 proceedings" pursuant to 28 U.S.C. ' 157(b)(2)(H), and whether such jury trial right is pursuant to
16 statute or the United States Constitution;

17 d. Right to have the reference of this matter withdrawn by the United States District
18 Court in any matter or proceeding subject to mandatory or discretionary withdrawal; and

19 e. Other rights, claims, actions, defenses, setoffs, recoupments or other matters to which
20 this party is entitled under any agreements at law or in equity or under the United States Constitution.

ALDRIDGE PITE, LLP

23 | Dated: September 29, 2017

/s/ Jamie D. Hanawalt
JAMIE D. HANAWALT (SBN 309934)
Attorneys for Fay Servicing, LLC

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that a copy of the foregoing **REQUEST FOR SPECIAL NOTICE** was
3 served on October 12, 2017. Service was accomplished by the method and to the following as
4 indicated:

5 BY ELECTRONIC NOTICE OR FIRST CLASS MAIL

6 **DEBTOR**

7 Adrienne Brandell Smith and
8 Gene Martin Smith
9 905 Dwina Avenue
Bakersfield, CA 93308

10 **DEBTOR'S ATTORNEY**
11 (via electronic notice)

12 D. Max Gardner
13 1925 G STREET
BAKERSFIELD, CA 93301

14 **TRUSTEE**
15 (via electronic notice)

16 Michael H. Meyer
17 PO Box 28950
Fresno, CA 93729-8950
cvinson@meyer13.com

18 I declare under penalty of perjury that the foregoing is true and correct.

19 Dated: October 12, 2017

20 _____
/s/ Michael L. Tidwell
MICHAEL L. TIDWELL

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